

**From:** Joelle Burns  
**To:** artcity@avpro.com; dhlegals@heraldextra.com; naclegal@nacorp.com  
**Date:** 9/23/2005 1:17:19 PM  
**Subject:** Notice of Tentative Approval - Shaw Environmental - Lime Peak Quarry - M/049/047

September 23, 2005

FACSIMILE: 237-2776 and  
E-MAIL: [naclegal@nacorp.com](mailto:naclegal@nacorp.com)  
Salt Lake Tribune  
Advertising Department  
116 Regent Street  
P.O. Box 45838  
Salt Lake City, Utah 84145

FACSIMILE: (435) 489-7021 and  
E-MAIL: [artcity@avpro.com](mailto:artcity@avpro.com)  
Eureka Reporter  
Legal Advertising  
269 East 400 South  
Springville, Utah 84663-1850

FACSIMILE: (801) 373-373-5489 and  
E-MAIL: [dhlegals@heraldextra.com](mailto:dhlegals@heraldextra.com)  
The Daily Herald  
Legal Advertising  
1555 North Freedom Boulevard  
P.O. Box 717  
Provo, Utah 84603

Gentlemen:

**Subject:** NOTICE OF TENTATIVE APPROVAL - M/049/047

Attached is a Notice of Tentative Approval from the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah.

It is requested that this notice be published ONCE ONLY as soon as possible, but no later than the 30th day of September, 2005. In the event that said notice cannot be published by this date, please notify me immediately by calling 538-5291.

Upon completion of this request, please send proof of publication and statement of cost to the Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801; phone (801) 538-5340.

Sincerely,

/s/

Joelle Burns  
Minerals Secretary

jb  
Attachment  
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BEFORE THE DIVISION OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

---ooOoo---

IN THE MATTER OF TENTATIVE :  
DECISION TO APPROVE A LARGE : NOTICE OF TENTATIVE  
MINING AND RECLAMATION PLAN : DECISION TO APPROVE  
FOR SHAW ENVIRONEMTAL, INC.,  
LIME PEAK QUARRY, : NO. M/049/047  
UTAH COUNTY, UTAH

---ooOoo---

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTIONS 4, 5 AND 8, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SLBM, UTAH COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Large Mining Operations Notice of Intention for Shaw Environmental's Lime Peak Quarry. Mining activities will affect the following areas: portions of: the west 1/2 of the southwest 1/4 of section 4; the east 1/2 of the southeast 1/4 of the southeast 1/4 of section 5; and the northeast 1/4 of the northeast 1/4, the northwest 1/4 of the southeast 1/4 of the northeast 1/4, the northeast 1/4 of the southwest 1/4 of the northeast 1/4, and the east 1/2 of the northwest 1/4 of the northeast 1/4 of section 8; Township 10 South, Range 2 West, SLBM, Utah County, Utah

Shaw Environmental Inc. has submitted a permit application to combine four existing small mining projects into one large mining operation, with additional area for future use. Reclamation surety will be provided to the Division for the proposed project disturbance. The operator will employ the following mining and reclamation techniques on approximately 24.7 acres of private land (some of which was disturbed historically).

During Operations: No permanent facilities are associated with this operation. Temporary structures include a 500-gallon fuel tank, a crusher and stacking facility. Prior to new disturbances, available soils will be salvaged for reclamation. No topsoil is available on the old quarry area in section 4. Stone is blasted and excavated from the quarry area and hauled to the processing area. Here it will be crushed and screened and stockpiled. Final product will be hauled by truck to various superfund mitigation areas in the Eureka area. Fugitive dust will be controlled by application of magnesium chloride and water. The operator has an Air Quality Approval Order for operation of the crusher.

After Operations: The quarry area will be left with an overall slope of 45 degrees (1h:1v). Because the pre-existing operation did not salvage soil materials, no soil will be replaced. Regrading with an excavator and seeding will reclaim access roads to the quarry. Reclamation of the processing area will consist of removal of the crusher and screening facility, ripping the entire area to a depth of 2 feet, replacing a minimum of 12 inches of plant growth material and broadcast seeding with a seed mix of native species designed to achieve the post mining land use of limited grazing and wildlife habitat.

The person representing the company is Mr. Tom Mathison; Phone (412) 380-6207. Shaw Environmental, Inc. is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Mary Ann Wright, Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint and if a hearing is desired. If no responsive written protests are received by the Division within 30 days after the last date of publication, the tentative decision of the Division will be final.

DATED THIS 23rd day of September , 2005.

STATE OF UTAH  
DIVISION OF OIL, GAS AND MINING

/s/

Mary Ann Wright  
Associate Director, Mining